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Attorney for Defendant
JOSHUA MAYFIELD

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	Case No. Mag. 05-125 GGH
)	
Plaintiff,)	
)	STIPULATION AND ORDER
v.)	
)	
JOSHUA MAYFIELD,)	Date: August 5, 2005
)	Time: 2:00 p.m.
Defendant.)	Judge: Hon. Dale A. Drozd
)	
_____)	

IT IS HEREBY STIPULATED AND AGREED between plaintiff, United States of America, and defendant, Joshua Mayfield, though their counsel, that the preliminary hearing scheduled for August 5, 2005, may be continued to August 30, 2005, at 2:00 p.m.

The parties are exploring the possibility of a pre-indictment resolution of the charge embodied in the complaint but seek additional time to gather records and complete an evaluation of Mr. Mayfield, who lives in a Stockton board and care facility. In order to have additional time to complete these tasks, Mr. Mayfield specifically consents to extend the time limit for the preliminary hearing, pursuant to Fed. R. Crim. P. 5.1(d), and the parties agree that their continued discussions constitute

1 good cause to extend the time for preliminary hearing, taking into
2 consideration the public interest in the prompt disposition of criminal
3 cases. The parties further agree that time between the date of this order
4 and August 30, 2005, may be excluded from the period within which an
5 indictment must be filed under the Speedy Trial Act, pursuant to 18 U.S.C.
6 § 3161(h)(1)(A) (delay resulting from examination to determine physical
7 capacity) and (h)(8)(A).

8 Respectfully submitted,

9 QUIN DENVIR
10 Federal Public Defender

11 Dated: August 2, 2005

/s/ T. Zindel
12 TIMOTHY ZINDEL
13 Assistant Federal Defender
Attorney for JOSHUA MAYFIELD

14 MCGREGOR SCOTT
15 United States Attorney

16 Dated: August 2, 2005

/s/ E. Endrizzi
17 ELLEN V. ENDRIZZI
18 Assistant U.S. Attorney
Attorney for Plaintiff

19 **O R D E R**

20 The preliminary hearing is continued to August 30, 2005, at 2:00 p.m.
21 Time is hereby extended pursuant to Rule 5.1 and excluded under the Speedy
22 Trial Act through August 30, 2005, for the reasons stated above and by
23 agreement of the parties.

24 IT IS SO ORDERED.

25 DATED: August 2, 2005.

26 *Dale A. Drczd*
27 DALE A. DRCZD
28 UNITED STATES MAGISTRATE JUDGE

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